

Jan. 25, 2006 5:14PM

No. 7172 P. 1

**CRAIN  
CATON  
—&—  
JAMES**

RECEIVED  
CENTRAL FAX CENTER  
JAN 25 2006

TELEPHONE: 713.658.2323  
FACSIMILE: 713.658.1921  
WRITER'S DIRECT DIAL NUMBER

A PROFESSIONAL CORPORATION  
ATTORNEYS AND COUNSELORS

17TH FLOOR  
FIVE HOUSTON CENTER  
1401 MCKINNEY STREET  
HOUSTON, TEXAS 77010-4035

**FAX COVER SHEET**

**TO:** Commissioner of Patents                           **FAX #:** 571.273.8300  
United States Patent & Trademark Office

**FROM:** James P. Hudson III                           **NUMBER OF PAGES:** 10  
**DATE:** January 6, 2006                                   **(including Cover Page)**  
**C/M#:** 090238-000011  
**SUBJECT:** Amendment and Response to Office Action  
U.S. Pat. Appl. S/N 10/633,955— *1066 3955*

Included with this transmittal for U.S. Pat. Appl. S/N 10/633,955 are:

1. Fax cover sheet (1 sheet);
2. Transmittal Form PTO/SB/21 (1 sheet);
3. Amendment and Response of Office Action (8 sheets).

PLEASE CHECK TRANSMISSION AFTER THE LAST PAGE.  
IF YOU ARE NOT RECEIVING CLEARLY, OR IF YOU  
HAVE ANY PROBLEMS WITH THE TRANSMISSION,  
PLEASE CALL US BACK IMMEDIATELY AT 713.658.2323.

THE ENCLOSED MATERIAL IS INTENDED FOR THE RECIPIENT NAMED ABOVE AND UNLESS OTHERWISE EXPRESSLY INDICATED, IS CONFIDENTIAL AND PRIVILEGED INFORMATION. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPY OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE.

233 - 254999v1  
090238-000011

THANK YOU.

PTO/SB/21 (09-04)  
Approved for use through 07/31/2008. OMB 0651-0031U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE  
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission 10

Application Number	10663955
Filing Date	09/18/2003
First Named Inventor	Walsh, Robert
Art Unit	1743
Examiner Name	Ludlow, Jan M
Attorney Docket Number	090239-000011

**RECEIVED  
CENTRAL FAX CENTER****JAN 25 2006****ENCLOSURES (Check all that apply)**

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavit/Declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Telefax Cover Sheet
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Remarks	

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	Crain, Ceton & James, P.C.		
Signature			
Printed name	James E. Hudson III		
Date	January 25, 2006	Reg. No.	41,081

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO

on

the date shown below:

Signature			
Typed or printed name	James E. Hudson III	Date	January 25, 2006

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing this form, call 1-800-PTO-9199 and select option 2.

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/663,955 Confirmation No. 1765  
Applicants : Wohleb, Robert  
Filed : 09/16/2003  
TC/A.U. : 1743  
Examiner : Ludlow, Jan M.  
Docket No. : 090238-000011  
Customer No. : 30903

RECEIVED  
CENTRAL FAX CENTER  
JAN 25 2006

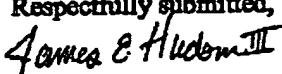
Commissioner for Patents  
Mail Stop Amendment  
P.O. Box 1450  
Alexandria, VA 22313-1450

## AMENDMENT AND RESPONSE TO OFFICE ACTION

In response to the Office Action of 29 November 2005, please amend the above-identified application as follows:

Amendments to the Claims begin on page 2.

Remarks begin on page 7 of this paper.

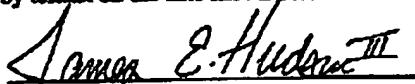
Respectfully submitted,  
  
James E. Hudson III  
Registration No. 41,081  
Direct Dial 713.752.8652

Crain, Caton & James, P.C.  
1401 McKinney Street, Suite 1700  
Houston, Texas 77010-4035  
jhudson@craincaton.com

## CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.10

I hereby certify that this correspondence is being transmitted by telefax on the date shown below to the Commissioner of Patents at 571.273.8300.

January 25, 2006

  
James E. Hudson III  
Registration No. 41,081

233 - 259007v1  
090238-000011

PAGE 3/10 \* RCV'D AT 1/25/2006 6:17:07 PM [Eastern Standard Time] \* SVR:USPTO-EFXRF-6/24 \* DNI:2738300 \* CSID: \* DURATION (mm:ss):03:34